

## DISTRICT VI ADVISORY BOARD

### Minutes

Monday  
April 4, 2005  
7:00 p.m.

Evergreen Recreation Center  
2700 N. Woodland  
Lounge Clubroom

---

The District VI Advisory Board Meeting was held at 7:00 PM at Evergreen Recreation club lounge room. In attendance were the District VI City Council Member, nine (9) District Advisory Board Members, nine (9) city staff, and (9) Citizens. Approximately 28 signed in.

#### **Members Present**

Maurine Willis  
Rosalie Bradley  
Bickley Foster  
Dick Rumsey  
Gil Guterrez  
Bob Schreck  
Linda Matney  
Jaya Escobar  
Marsha Carr

#### **Member Absent**

Paul Daemen  
Sandra Whittington

#### **Guests**

Listed at the end

#### **Staff**

Terri Dozal, NA  
Randy Sparkman  
Mark Stanberry, Housing  
Scott Knebel  
D.Nolte Patrol North  
F. Norris, Patrol North  
L. Franco Patrol North  
Lt Weible, Patrol West  
P. Zamarano, Patrol West

**Council Member Fearey** called the meeting to order at 7:00 p.m. and welcomed guests. DAB Members were asked to introduce themselves and state their representation on the board.

#### **Approval of Minutes**

Minutes for March 7, 2005 were approved as submitted. (**Willis/Matney 7-0**)

#### **Approval of Agenda**

The agenda was approved with the following amendment to include a presentation for considering a Skateboard park for Orchard Park as an off-agenda item under the public agenda. (**Schreck/Carr 7-0**)

**Members Escobar and Foster** arrived at 7:10 p.m.

#### **Public Agenda**

1. **Scheduled items** – no items were submitted

2. **Off-agenda items-** Skate Board Park/Orchard Park

*Officer Paul Zamarano* Beat 15, asked DAB members to consider supporting a skateboard area for Orchard Park. *Zamarano* said there is a perception that crime is being done from the area youth. A survey was completed and a meeting held to find out what the area youth wanted to do in their spare time. It was decided there was no centralized safe area for youth to meet. The youth have been seen on skateboards and the suggestion was made to have an area for them to skateboard without interfering in other activities. Orchard Park has recreation center activities for youth 8<sup>th</sup> grade and under and is willing to assist with looking at adding a skate park. At this time there is no funding till 2007 with possible CIP dollars for this type of project. The community wants to see this project done sooner and the youth will be instrumental in looking for money to start the project. On April 11<sup>th</sup>, this will be presented to the Park Board for review.

The skateboard park would be an additional amenity to Orchard Park.

Donna Aldrich, president of the Orchard Park neighborhood association stated our association approves this project. *Zamarano* continued saying since the meetings with area youth have taken place vandalism has gone down.

Colin & Ken Gire, area youth commented they go to the old OSCO store on Central and West to use the loading docks for their skateboards. Both are willing to hold fundraisers to support the project. **Member Matney** asked how much area would be needed? Response was a 30x40ft. area. **Member Carr** asked if the area is flat is that what kids want? Response is the kids will raise the money for jumps & rails. **Member Schreck** stated what about liability insurance, would it be supported by the city? **Council Member Fearey** said she didn't think it would be a problem as we have insurance for all city facilities. *Lt. Jeff Wieble* said he had investigated a policy about skate at your own risk. The youth said they would be enforcing the rules such as protective skate ware. **Member Schreck** congratulated the officers for working on this project.

**\*\*\*\*\* Action Taken:** A motion was made to support the skateboard project for Orchard Park (Schreck/Rumsey 9-0)

**Council Member Fearey** said she would check with the Law Dept. to see if this presentation done as an off-agenda item can be considered public notification.

### **Staff Presentations**

#### **3. Community Police Report**

*Captain Felicia Norris* introduced herself as the new captain at Patrol North and then introduced the new Community Police *Lt. Doug Nolte*. *Lt. Nolte* gave a brief presentation on his police background and told everyone he looked forward to working with them.

*Officer Rose*, Patrol South reported on some incidents at OLD Town. *Rose* continued saying we have control on the problems. The sexual assault reported that took place in Old Town was false and patrol south officers are looking further into this. We are also preparing for River festival and the up-coming Wine Festival Walk About. Everyone is invited to attend.

**Member Carr** asked about the rape in Riverside Park? *Norris* responded the rape was on Patrol West and what information she knew was the same information from TV and in the newspaper. *Lt. Wieble* said the beat coordinator for the area was looking into the sexual assault along with vandalism further west near 119<sup>th</sup> and Maize. Some serial burglars have been captured.

*Officer Franco* Patrol North Beat 48 discussed graffiti continues to increase and one main gang member was captured who was doing a lot of the tagging. Officers from Patrol North have contacted local merchants not to sell spray-paint to anyone under 18. Also if a person wants to buy spray-paint at the new Family Dollar store a copy of the person's ID will be kept on record. There will be a second informational Gang Meeting on April 12th at North High School starting at 7p.m. *Franco* continued to report on the other Community Police officers area's starting with *Officer Kimble's* area is still dealing with an increase in the prostitution problem, drug activity from Central to 17th along Broadway, increased accident area is 21<sup>st</sup> & Broadway and *Kimble* has done Laser enforcement along 12<sup>th</sup> & Broadway. *Officer Morris* will assist with a Benjamin Hills NA clean up on April 9<sup>th</sup> and a clean up with Pleasant Valley Middle school youth on April 15<sup>th</sup>. *Officer Silva* has been working with the Historic Midtown Citizens Association to present a Know your Rights forum. **Member Foster** asked what kind of attendance was there for the gang meetings. *Franco* responded attendance at Atwater between 100-150 and the same at North

High. *Franco* finished saying Police worked with the El Pueblo NA to hold a Kick off Spring event (cook-out) to target age 11-17 youth to become involved in activities and leagues at Evergreen Park.

**Member Rumsey** asked about where the residential burglaries are taking place and if they are occurring at night? Response from Patrol West is the burglaries are occurring at night in areas of new construction, they are stealing bricks to use on other homes. **Rumsey** continued he had read about two serial burglars, is this one of them connected with some of these crimes? Response these were precious metal burglaries.

**Member Carr** asked if police have written articles for neighborhood newsletters to help combat gang activity? *Lt. Nolte* responded with the increase in drive-by shootings they had 30 drive-bys in one day, it was best to form a Gang plan. The gang plan is to hold presentations in the areas of gang presence. One gang house arrest has helped with 30 police cases. We need to identify who is committing the crimes. **Member Bradley** asked what time is the North High Presentation? Response 7 p.m. **Bradley** continued with please look into the robberies at KPTS. **Carr** asked what is a show-by? Response is we have also had increases in show-by's which are gangs flashing gang signs and possibly showing guns. If you see people flash gang signs call 911. *Captain Norris* finished stating on the 3<sup>rd</sup> Tuesday of every month at 1:30 p.m. on the 5<sup>th</sup> floor at City Hall, Captains meet from each bureau and also the investigations department to discuss the on-going crime.

\*\*\*\*\* **Action Taken:** Receive and file

#### 4. Community Events

*Randy Sparkman*, Office of Central Inspection stated he has been on the community/special event committee for 15 years. We are looking at a new ordinance for Community Events to propose simplifying the application process for citizens. In addition this will provide one central point for submitting applications. The ordinance will directly address issues of code compliance, safety, and consideration of residents with respect to property access, noise, and lighting for surrounding neighborhoods. We want the ordinance to provide consistent review on events held throughout the city, parks and Old Town. *Sparkman* continued saying each special event request is unique and creative. With this proposed ordinance we want to have a standardized fee schedule that includes the amount of time staff and employees put in to review and process the application. Sometimes City staff has to go out and investigate when it should be the event coordinator who should have provided all information along with the application.

DAB members commented/questioned the following: Responses in italics

- Is there anything in this ordinance about noise on private property during parties-*Police can regulate with decimal meters. the limit is 80 decibels.*
- 80 decibels is lower than a lawn mower- *very reasonable*
- are Block parties included in this ordinance-*yes*
- even if Block parties held for 5 hours- *no one sees a problem with 5 hours*
- how was the fee schedule considered? *\$50 doesn't cover employee knowledge. A lot of the fee consideration came from other cities. This is a minor amount compared to other cities this size. Some cities charge \$1000 for applications submitted 20 days or less.*
- will this include the River festival- *River fest has it's own ordinance*
- I like the differential in cost

This ordinance is due to some event requests coming in a few days ahead of time to hold a large event giving staff very little time for review or approval.

Carlos Contreras, El Pueblo NA president asked if all application paper work was turned in before 60 days of the event could there be no additional fees when applying? Contreras also expressed we need better communication and consistency from city staff due to dealing with new city staff at times. Also if city staff would meet with the applicants where the event was to be held to see a clearer picture of the request.

*Lt. Wieble* included if events are held on private property and noise can be heard from a certain distance you can call 911 but you will need to sign a complaint so staff can go and observe and take decibel readings.

**Member Carr** stated during River festival - Jazz band on the back of truck driving in the park, what about that? *Weible* stated if this is part of the River festival event it is okay but if this is a private citizen just because they can get a fine for disturbing the peace.

**\*\*\*\*\*Action Taken:** Motion to recommend (9-0 **Rumsey/Willis**) approval of the ordinance subject to giving additional thought to the fee schedule.

## **PLANNING**

### **5 ZON2005-00004**

The *District VI Advisory Board (DAB)* reviewed the Zone change from “SF-5” Single-Family Residential to “OW” Office Warehouse North of Central and East of McComas. This case was previously heard at the March 7, 2005 DAB meeting.

The DAB Members were provided a memo stating the applicant wanted to change the zoning but the application proposed use would no longer be for Construction Sales and Services (which is not permitted in the NR district), but is amended to “neighborhood office or neighborhood retail uses.” Because this amended request is less intense than the original request, state law and the Unified Zoning Code allow for a public hearing and decision by the Metropolitan Area Planning Commission without re-advertising and re-notifying the request.

One DAB member’s comment was: What would be the intended use now? Response was not sure as the owner was having a hard time renting the property.

**\*\*\*\*\* Action Taken:** Motion to approve zone change request to NR based on staff recommendation. (**Rumsey/ Foster 9-0**)

6. **CON2005-00009/ZON2005-00009** The *District VI Advisory Board (DAB)* considered a Conditional use for more than one duplex on one lot, combined with a zone change from SF-5 to TF-3. Generally located SW of N. Sheridan and Elm (747 N. Sheridan).

The DAB Members were provided the public notice and MAPD staff comments for review prior to the meeting. **Scott Kneble**, Planner presented the case background and reviewed the staff recommendation with members and the public.

There was no applicant present to discuss this request.

The DAB members’ concerns/comments were: 1) the setback on Elm street is 15ft, some vehicles are larger than 15 ft.; 2) a 3 ft. clearance between the two buildings; 3) will there be more parking than noted; 4) any thoughts of paving Elm street and 5) asking residents if they have had trouble with the apartments on the South of where they live.

Members of the public spoke saying they oppose this request. Concerns include: we want Single-Family dwellings in this area; Sheridan is not curbed & guttered and we have lots of traffic from Sheridan; the property owner has lied to us and what is to stop him from putting something else other than his request today; and the property is a health hazard and afraid he will just continue to bring in more trash.

\*\*\*\*\* **Action Taken:** Motion to deny (9-0 Foster/Schreck) the zoning /conditional use request due to the character of the neighborhood's Single-Family housing. Members request the zoning remain as is.

### Housing

#### **7. Request for Resolution of Support for Application for Low-Income Housing Tax Credits (Interfaith Villa Courts Apartments)**

*Mark Stanberry, Housing* discussed the acquisition/demolition of existing properties and structures in the 900 block of North Market. Interfaith Ministries is applying for tax credits for housing with HUD funding. Interfaith is requesting a waiver-due to extenuating circumstances and market conditions and this is for a new apartment building to be constructed.

*Sam Muyskens*, Director of Interfaith said the apartment would be to house some disabled and homeless people along with some having mental disabilities. We have 16 units set aside for them and the rest are for anyone who wants to live in these units to possibly get job training and learning life skills. There will be case managers on site and we hope for this to be a nice area for tenants.

DAB members asked the following: *responses in italics*

- Can you still get credits for 20% set aside? *This will not affect this request*
- Any problem with parking? *Parking is not being used as clients don't have cars.*
- Where is this to be located? *900 block of North Market*

**Council member Fearey** stated Historic Midtown Citizens Association has voted not to approve the request due to too much concentration of low-income causing strain on neighborhood schools & services. There would be no mix of income level.

**Member Escobar** stated that the building at 918 N Market is bad and she would rather see a new apartment building than what exists now. **Member Carr** stated an apartment complex could be good for the neighborhood. *Muyskens* finished saying we need one requirement, which is a resolution of support from the City. We submitted the application still knowing we had to come to DAB. **Member Carr** asked can't we wait one more month? **Member Willis** said what is the likely-hood someone would buy & develop this area with Single-Family Homes?

**Member Foster** asked how would this impact the Midtown Plan. **Council Member Fearey** said this site is zoned correctly. Multi Family for the Midtown Plan.

\*\*\*\* **Action Taken:** Motion to recommended approval of the request for a resolution of support for the owner's application for Low-Income Housing Tax Credits, with waiver of the 20% market-rate set aside requirement due to extenuating circumstances. (**Rumsey/Escobar 8-1 Foster**)

#### **8. Problem Properties**

- Barricade-Red wood pole with reflector at 37<sup>th</sup> & Clarence on West Side
- 739 GOW – 736 Joann- No trash service, junk cars and loose dogs

- 3535 W. Ponderosa: brush- missed rear barricade- city made drainage.
- 1702 W. 39<sup>th</sup> - Suspect drug house, lots of traffic and cars abandoned
- Smoke shop 37<sup>th</sup> and Meridian cars on property
- 11<sup>th</sup> & Lewellen - Gang graffiti on house & garage.

**Member Foster** asked about Semi-trucks parked in front of houses. What is the ordinance- semi and/or semi truck with trailer parked in the front on the street. One response was it depends how long the truck is parked on the street.

**Member Matney** inquired about the process to order in paving if the location is a dead end street? **Council Member Fearey** said if the non-paved street is between two paved streets it can be ordered in.

\*\*\*\*\***Action taken:** Receive and propose appropriate action.

#### **9. Neighborhood Reports**

Sherwood Glen: 30 homes will hold garage sales on April 8-9-10<sup>th</sup>

Riverside School: open house- 4-12-05

Mooring's: Thank Sharon Fearey for coming to their last meeting. **Member Schreck** will be president again for his HOA

La Placita Park: Neighborhood cleanup June 25, 2005

HMCA: Know Your Rights forum on 4-5-2005.

\*\*\*\*\***Action Taken:** Receive and file

#### **UPDATES FROM THE COUNCIL MEMBER**

- 21<sup>ST</sup> STREET Bridge at St. Francis Street construction to start soon
- Implementation Committee for 21<sup>st</sup> street on April 6<sup>th</sup> 4:30 pm.
- Arena Bill was signed today.
- No gun bills and passed with a possible override veto.

With no further business to discuss the meeting adjourned at 9:22 p.m.

#### **Guests**

J. Finnell	743 N Gow 67203 Indian Hills
L. Rose	211 E Pawnee 67211
B Willis	3837 Woodland 810-6612
Bob & Donna Aldrich	1013 Cumplane
Christine Eberle	1814 Joann 943-3040 NW Big River NA
Diane Sanchez	748 N. Sheridan 67203 942-8344
Jerry Prichard	1607 N. Clarence 67203 Indian Hills- Riverbend
Carlos Contreras	2200 N Wellington

Respectfully Submitted,

Terri Dozal  
6<sup>th</sup> District Neighborhood Assistant